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Attorneys for Defendant
Sears Holdings Corporation

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK

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LOWELL CITRON, Individually and on behalf of	:	
all others similarly situated,	:	
	:	Civil Action No.
	:	07-cv-5321 (LDW)
Plaintiffs,	:	
	:	
-against-	:	STIPULATION OF
	:	<u>DISMISSAL</u>
SEARS HOLDINGS CORPORATION,	:	
	:	
Defendant.	:	
-----	X	

WHEREAS, on December 20, 2007, Plaintiff Lowell Citron ("Citron") commenced this action against Defendants Sears Holding Corporation ("Sears") by filing a Class Action Complaint with claims arising out of Sears' performance under the express limited warranty accompanying Craftsman automatic garage door openers; and

WHEREAS, Citron withdrew his Class Action Complaint after receipt of Sears' counsel's letter requesting a pre-motion conference with respect to a proposed motion to dismiss the Class Action Complaint; and

WHEREAS, on April 25, Citron filed a Class Action Amended Complaint arising out of Sears' performance under the express limited warranty accompanying Craftsman automatic garage door openers; and

WHEREAS, on June 5, 2008, Sears' counsel filed a letter requesting a pre-motion conference with respect to a proposed motion to dismiss Plaintiff's Class Action Amended Complaint; and

WHEREAS, Citron has decided to voluntarily dismiss the action;

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel of record, that, pursuant to Fed. R. Civ. P. 41(a)(1), the above-entitled action be, and the same hereby is, dismissed without costs to either party.

Dated: New York, New York
June 18, 2008

PARKER WAICHMAN ALONSO LLP

GREENBERG TRAURIG, LLP

By: 

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Lowell Citron
individually and on behalf of all others
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SO ORDERED:

United States District Court Judge